

BILL

1 8.50 (4) (f) 1. Except as provided in subds. 2. and 3., a vacancy in the office of
2 justice, court of appeals judge, or circuit judge occurring in any year after the date
3 of the spring election and on or before ~~December~~ August 1 shall be filled, if in the
4 office of circuit judge, at the succeeding spring election; if in the office of court of
5 appeals judge, at the first succeeding spring election when no other court of appeals
6 judge is to be elected from the same court of appeals district; or, if in the office of
7 justice, at the first succeeding spring election when no other justice is to be elected.

8 A vacancy in the office of justice, court of appeals judge, or circuit judge occurring
9 after ~~December~~ August 1 and on or before the date of the succeeding spring election
10 shall be filled, if in the office of circuit judge, at the 2nd succeeding spring election;
11 if in the office of court of appeals judge, at the first spring election, beginning with
12 the 2nd succeeding spring election, when no other court of appeals judge is to be
13 elected from the same court of appeals district; or, if in the office of justice, at the first
14 spring election, beginning with the 2nd succeeding spring election, when no other
15 justice is to be elected.

16 2. If a vacancy in the office of justice, court of appeals judge, or circuit judge
17 occurs after ~~December~~ August 1 and on or before the date of the succeeding spring
18 election as the result of the resignation of the incumbent, if an election for that seat
19 is scheduled to be held at the succeeding spring election and if the incumbent is not
20 a candidate to succeed himself or herself, the vacancy shall be filled at the regularly
21 scheduled election.

22 **SECTION 52.** 9.01 (1) (ag) 1m. of the statutes is amended to read:

23 9.01 (1) (ag) 1m. If the difference between the votes cast for the leading
24 candidate and those cast for the petitioner or the difference between the affirmative
25 and negative votes cast upon any referendum question is at least 10 if 1,000 or less

BILL**SECTION 52**

1 fewer votes are cast or is more than ~~0.5%~~ 0.5 percent but not more than ~~2%~~ 2 percent
2 if more than 1,000 votes are cast following canvassing of all valid provisional and
3 absentee ballots, the petitioner shall pay a fee of \$5 \$25 for each ward for which the
4 petition requests a ballot recount, or \$5 \$25 for each municipality for which the
5 petition requests a recount where no wards exist.

6 **SECTION 53.** 9.01 (1) (b) (intro.) of the statutes is amended to read:

7 9.01 (1) (b) (intro.) The proper board of canvassers shall reconvene no earlier
8 than 9 a.m. on the day following delivery of notice to all candidates under sub. (2) and
9 no later than 9 a.m. on the day following the last day for filing of a petition. The
10 municipal clerk shall provide the board of canvassers with all ballots, registrations
11 under s. 6.55 (2), and other voting materials relating to the election except
12 information to which access is restricted under s. 6.36 (1) (b). The board of canvassers
13 shall then proceed to recount the ballots in the wards or municipalities specified and
14 to review the allegations of fact contained in the petition or petitions. The recount
15 shall proceed for each ward or municipality as follows:

16 **SECTION 54.** 9.01 (1) (b) 1. of the statutes is amended to read:

17 9.01 (1) (b) 1. The board of canvassers shall first compare the poll lists and
18 determine the number of voting electors. In determining the number of voting
19 electors, the board of canvassers shall hear and decide any objection to the validity
20 of a voting elector's registration under s. 6.55 (2). If the board of canvassers
21 determines that the registration of the voting elector is invalid, the board of
22 canvassers shall reduce the number of voting electors accordingly. If an elector has
23 voted in person at a polling place and is required to sign the poll list but does not do
24 so, the elector shall not be considered a voting elector.

25 **SECTION 55.** 9.10 (2) (b) of the statutes is amended to read:

BILL

1 9.10 (2) (b) A recall petition for a city, village, town, town sanitary district, or
2 school district ~~office officer~~ shall contain a statement ~~of a reason for the recall which~~
3 ~~is related to the official responsibilities of~~ indicating that the official for whom
4 removal is sought has been charged with committing a crime, as defined under s.
5 939.12, violating s. 19.59 (1), or violating a local ordinance establishing a local code
6 of ethics, as provided under s. 19.59 (1m).

7 **SECTION 56.** 9.10 (2) (d) of the statutes is amended to read:

8 9.10 (2) (d) No petition may be offered for filing for the recall of an officer unless
9 the petitioner first files a registration statement under s. 11.05 (1) or (2) with the
10 filing officer with whom the petition is filed. The petitioner shall append to the
11 registration a statement indicating his or her intent to circulate a recall petition, the
12 name of the officer for whom recall is sought and, in the case of a petition for the recall
13 of a city, village, town, town sanitary district, or school district officer, a statement
14 ~~of a reason for the recall which is related to the official responsibilities of~~ indicating
15 that the official for whom removal is sought has been charged with committing a
16 crime, as defined under s. 939.12, violating s. 19.59 (1), or violating a local ordinance
17 establishing a local code of ethics, as provided under s. 19.59 (1m), and a copy of the
18 criminal or civil complaint alleging the crime or violation. No petitioner may
19 circulate a petition for the recall of an officer prior to completing registration. The
20 last date that a petition for the recall of an officer may be offered for filing is 5 p.m.
21 on the 60th day commencing after registration. After the recall petition has been
22 offered for filing, no name may be added or removed. No signature may be counted
23 unless the date of the signature is within the period provided in this paragraph.

24 **SECTION 57.** 9.20 (4) of the statutes is renumbered 9.20 (4) (intro.) and amended
25 to read:

BILL

1 9.20 (4) (intro.) The common council or village board shall, without alteration,
2 ~~either pass to the ordinance or resolution, do one of the following:~~

3 (a) Pass the ordinance or resolution within 30 days following the date of the
4 clerk's final certificate, ~~or submit it.~~

5 (b) Submit the ordinance or resolution to the electors at the next spring or
6 general election, if the election is more than 6 weeks after the date of the council's
7 or board's action on the petition or the expiration of the 30-day period, whichever
8 first occurs.

9 (c) If there are 6 weeks or less before the election, the ordinance or resolution
10 shall be voted on at the next succeeding election ~~thereafter. The council or board by~~
11 ~~a three-fourths vote of the members-elect may order a special election for the~~
12 ~~purpose of voting on the ordinance or resolution at any time prior to the next election,~~
13 ~~but not more than one special election for direct legislation may be ordered in any~~
14 ~~6-month period~~ authorized under s. 8.065 (2).

15 **SECTION 58.** 11.01 (11g) and (11r) of the statutes are created to read:

16 11.01 (11g) "Independent disbursement" means a disbursement to make a
17 communication that expressly advocates the election or defeat of a clearly identified
18 candidate, that is made without cooperation or consultation with a candidate, or any
19 authorized committee or agent of a candidate, and that is not made in concert with,
20 or at the request or suggestion of, any candidate, or any authorized committee or
21 agent of a candidate.

22 (11r) "Independent disbursement committee" means a committee that makes
23 no disbursements other than independent disbursements and disbursements made
24 for the administrative support of the committee.

25 **SECTION 59.** 11.01 (16) (intro.) of the statutes is amended to read:

BILL

1 11.01 (16) (intro.) An act is for “political purposes” when it is done for the
2 purpose of influencing the election or nomination for election of any individual to
3 state or local office, for the purpose of influencing the recall from or retention in office
4 of an individual holding a state or local office, for the purpose of payment of expenses
5 incurred as a result of a recount at an election, or for the purpose of influencing a
6 particular vote at a referendum, except as provided in par. (b). In the case of a
7 candidate, or a committee or group which is organized primarily for the purpose of
8 influencing the election or nomination for election of any individual to state or local
9 office, for the purpose of influencing the recall from or retention in office of an
10 individual holding a state or local office, or for the purpose of influencing a particular
11 vote at a referendum, all administrative and overhead expenses for the maintenance
12 of an office or staff which are used principally for any such purpose are deemed to
13 be for a political purpose.

14 **SECTION 60.** 11.01 (16) (a) (intro.) of the statutes is amended to read:

15 11.01 (16) (a) (intro.) Acts which are for “political purposes” include ~~but are not~~
16 ~~limited to:~~

17 **SECTION 61.** 11.01 (16) (a) 1. of the statutes is repealed and recreated to read:

18 11.01 (16) (a) 1. The making of a communication that contains one or more
19 terms such as the following or their functional equivalents with reference to a clearly
20 identified candidate that expressly advocates the election or defeat of that candidate
21 and that unambiguously relates to the campaign of that candidate:

22 a. “Vote for.”

23 b. “Elect.”

24 c. “Support.”

25 d. “Cast your ballot for.”

BILL

SECTION 61

1 e. "Smith for Assembly."

2 f. "Vote against."

3 g. "Defeat."

4 h. "Reject."

5 **SECTION 62.** 11.01 (16) (b) of the statutes renumbered 11.01 (16) (b) (intro.) and
6 is amended to read:

7 11.01 (16) (b) (intro.) A "political purpose" does not include expenditures:

8 2. An expenditure made for the purpose of supporting or defending a person
9 who is being investigated for, charged with or convicted of a criminal violation of state
10 or federal law, or an agent or dependent of such a person.

11 **SECTION 63.** 11.01 (16) (b) 1. of the statutes is created to read:

12 11.01 (16) (b) 1. A communication made by an individual other than a
13 candidate, or by an organization that receives one or more contributions or other
14 income for purposes not specified in this subsection, that does not expressly advocate
15 the election or defeat of a clearly identified candidate or the adoption or rejection of
16 a question at a referendum.

17 ~~**SECTION 64.** 11.01 (18m) of the statutes is amended to read:~~

18 ~~11.01 (18m) "Registrant" means an individual or organization registered~~
~~19 under s. 11.05 or 11.38(1)(a) 4. 11.051 with a filing officer.~~

20 **SECTION 65.** 11.05 (1) of the statutes is amended to read:

21 11.05 (1) COMMITTEES AND GROUPS. Except as provided in s. 9.10 (2) (d), every
22 committee other than a personal campaign committee which makes or accepts
23 contributions, incurs obligations, or makes disbursements in a calendar year in an
24 aggregate amount in excess of \$25 \$1,000, and every political group subject to
25 registration under s. 11.23 shall file a statement with the appropriate filing officer

BILL

giving the information required by sub. (3). In the case of any committee other than a personal campaign committee, the statement shall be filed by the treasurer. A personal campaign committee shall register under sub. (2g) or (2r).

SECTION 66. 11.05 (2) of the statutes is amended to read:

11.05 (2) INDIVIDUALS. Except as provided in s. 9.10 (2) (d), every individual, other than a candidate or agent of a candidate, who accepts contributions, incurs obligations, or makes disbursements in a calendar year in an aggregate amount in excess of ~~\$25~~ \$1,000 to support or oppose the election or nomination of a candidate at an election and every individual subject to registration under s. 11.23 shall file a statement with the appropriate filing officer giving the information required by sub. (3). An individual who guarantees a loan on which an individual, committee or group subject to a registration requirement defaults is not subject to registration under this subsection solely as a result of such default.

SECTION 67. 11.05 (3) (c) of the statutes is amended to read:

11.05 (3) (c) In the case of a committee, a statement as to whether the committee is a personal campaign committee, a political party committee, a legislative campaign committee, a support committee or a special interest committee, and a statement as to whether the committee is a sponsored entity under s. 11.38 (1) (a) 4. or an independent disbursement committee.

SECTION 68. 11.05 (8) of the statutes is renumbered 11.05 (8) (intro.) and amended to read:

11.05 (8) CERTAIN INTRA-REGISTRANT TRANSFERS EXEMPT. (intro.) If an organization which that is not organized exclusively for political purposes makes a contribution from its own property or funds to a committee or group, affiliated with the organization, ~~which is~~ and organized exclusively for political purposes, and the

BILL**SECTION 68**

1 all of the following apply, then no registration requirement applies to the
2 contributing organization:

3 (a) The contributing organization receives no contribution from a single source
4 in excess of ~~\$20~~ \$100 in the aggregate during any calendar year, ~~and it.~~

5 (b) The contributing organization makes no contributions or disbursements
6 and incurs no obligations other than to make the transactions specified in this
7 subsection, ~~then no registration requirement applies to the contributing~~
8 ~~organization.~~

9 **SECTION 69.** 11.05 (11g) of the statutes is created to read:

10 11.05 (11g) LIMITED POLITICAL ACTIVITY EXEMPT. If a committee is not subject to
11 a reporting requirement under s. 11.06 (1g), the committee is not subject to a
12 registration requirement under this section.

13 **SECTION 70.** 11.05 (12) (b) of the statutes is amended to read:

14 11.05 (12) (b) Except as authorized under sub. (13), a committee, group or
15 individual that becomes subject to a registration requirement under sub. (1) or (2),
16 other than a candidate or agent of a candidate, shall comply with sub. (1) or (2) no
17 later than the 5th business day commencing after receipt of the first contribution by
18 the committee, group or individual exceeding the amount specified under sub. (1) or
19 (2) or s. 11.23 (1), and before making any disbursement exceeding that amount. No
20 committee or individual supporting or opposing the election or nomination of a
21 candidate at an election, other than a candidate or agent of a candidate, may accept
22 any contribution or contributions exceeding ~~\$25~~ \$1,000, and no group or individual
23 subject to registration under s. 11.23 may accept any contribution or contributions
24 exceeding \$750, in the aggregate during a calendar year at any time when the

BILL

committee, group or individual is not registered under this section except within the initial 5-day period authorized by this paragraph.

~~SECTION 71. 11.051~~ of the statutes is created to read:

11.051 Registration of committees not organized exclusively for political purposes. (1) If a committee is not organized exclusively for political purposes and the committee makes one or more independent disbursements in a total amount or value exceeding \$750 in the aggregate during a calendar year, the committee shall file a registration statement with the appropriate filing officer before making any independent disbursements exceeding that amount or value.

(2) A registrant under sub. (1) shall file with its statement under sub. (1) an oath on a form prescribed by the board affirming its independence from any candidate or candidate's agent or authorized committee.

(3) A registrant under sub. (1) shall file its registration statement on a form prescribed by the board, which shall include the name and mailing address of the committee, the identity of the custodian of records and the address where records are kept, and the name and address of a financial institution at which the committee has established an account and from which the committee makes the independent disbursements.

SECTION 72. 11.06 (1) (intro.) of the statutes is amended to read:

11.06 (1) CONTENTS OF REPORT. (intro.) Except as provided in subs. (1g), (2), (3) and (3m) and ss. 11.05 (2r) and 11.19 (2), each registrant under s. 11.05 shall make full reports, upon a form prescribed by the board and signed by the appropriate individual under sub. (5), of all contributions received, contributions or disbursements made, and obligations incurred. Each report shall contain the

BILL

1 following information, covering the period since the last date covered on the previous
2 report, unless otherwise provided:

3 **SECTION 73.** 11.06 (1) (j) of the statutes is amended to read:

4 11.06 (1) (j) In the case of a committee or individual filing an oath under sub.
5 (7), a separate schedule showing for each independent disbursement ~~which is made~~
6 ~~independently of a candidate~~, other than a contribution made to that candidate, the
7 name of the candidate or candidates ~~on~~ in whose behalf or in opposition to whom the
8 disbursement is made, indicating whether the purpose is support or opposition.

9 **SECTION 74.** 11.06 (1g) of the statutes is created to read:

10 11.06 (1g) LIMITED POLITICAL ACTIVITY EXEMPT. If a committee is not organized
11 exclusively for political purposes and the committee does not make any contributions
12 other than to independent disbursement committees and does not make any
13 disbursements or incur any obligations other than for the purpose of making
14 independent disbursements, the committee is not subject to a reporting requirement
15 under this section or s. 11.12 (5) or (6).

16 ~~**SECTION 75.** 11.061 of the statutes is created to read:~~

17 ~~**11.061 Financial reports and communications; committees not**~~
18 ~~**organized exclusively for political purposes.** (1) A registrant under s. 11.051~~
19 ~~that makes one or more independent disbursements shall file reports with the~~
20 ~~appropriate filing officer showing the amount of each independent disbursement, the~~
21 ~~date on which it is made, and the name of the candidate or candidates in whose behalf~~
22 ~~or in opposition to whom the disbursement is made, indicating whether the purpose~~
23 ~~is support or opposition. During the period specified in s. 11.12 (6), the registrant~~
24 ~~shall file the reports within 72 hours after the independent disbursement is made,~~
25 ~~or if the independent disbursement is made for a communication to the general~~

BILL

1 public, within 72 hours after the communication is made. During the period specified
2 in s. 11.12 (6), the registrant shall file the reports within 24 hours after the
3 disbursement is made, or if the disbursement is made for a communication to the
4 general public, within 72 hours after the communication is made. The reports shall
5 include the identity of any donor to the committee who made a donation to the
6 committee specifically in support of the independent disbursement.

7 (2) A committee that makes one or more independent disbursements under
8 sub. (1) shall include in each communication financed by an independent
9 disbursement an oral or written attribution identifying the committee with the
10 words "Paid for by" followed by the name of the committee and the words "Not
11 authorized by any candidate or political party or either of their agents."

12 **SECTION 76.** 11.09 of the statutes is repealed.

13 **SECTION 77.** 11.12 (1) (d) of the statutes is amended to read:

14 11.12 (1) (d) Paragraph (a) does not apply to disbursements and obligations
15 which are exempted from reporting under s. 11.06 (1g) or (2).

16 **SECTION 78.** 11.12 (3) of the statutes is amended to read:

17 11.12 (3) All contributions, disbursements and incurred obligations exceeding
18 \$10 \$25 shall be recorded by the campaign or committee treasurer or the individual
19 under s. 11.06 (7). He or she shall maintain such records in an organized and legible
20 manner, for not less than 3 years after the date of an election in which the registrant
21 participates. If a report is submitted under s. 11.19 (1), the records may be
22 transferred to a continuing committee or to the appropriate filing officer for
23 retention. Records shall include the information required under s. 11.06 (1).

24 **SECTION 79.** 11.12 (4) of the statutes is amended to read:

BILL**SECTION 79**

1 11.12 (4) Each registrant shall report contributions, disbursements and
2 incurred obligations in accordance with s. 11.20. Except as permitted under s. 11.06
3 (1g), (2), (3) and (3m), each report shall contain the information which is required
4 under s. 11.06 (1).

5 **SECTION 80.** 11.16 (1) (d) of the statutes is amended to read:

6 11.16 (1) (d) This subsection does not apply to disbursements and obligations
7 which are exempted from reporting under s. 11.06 (1g) or (2).

8 **SECTION 81.** 11.19 (2) of the statutes is amended to read:

9 11.19 (2) Notwithstanding sub. (1), any registrant who or which determines
10 that obligations will no longer be incurred, contributions will no longer be made or
11 received or disbursements made during a calendar year in an aggregate amount of
12 more than ~~\$1,000~~ \$2,000 may file a suspension report with the appropriate filing
13 officer. The report shall be filed and certified as were previous reports and shall
14 contain the information required under s. 11.06 (1). Upon receipt of a properly
15 executed report, the registrant shall be granted a suspension of the filing
16 requirement under s. 11.20 (9) by the appropriate filing officer. Such suspension is
17 effective only for the calendar year in which it is granted, unless the registrant alters
18 its status before the end of such year or files a termination report under sub. (1).

19 **SECTION 82.** 11.23 (3) of the statutes is amended to read:

20 11.23 (3) All contributions, disbursements and incurred obligations exceeding
21 ~~\$10~~ \$25 shall be recorded by the group treasurer or the individual. He or she shall
22 maintain such records in an organized and legible manner, for not less than 3 years
23 after the date of a referendum in which the group or individual participates. If a
24 report is submitted under s. 11.19 (1), the records may be transferred to a continuing

BILL

1 group or to the appropriate filing officer for retention. Records shall include the
2 information required under s. 11.06 (1).

3 **SECTION 83.** 11.25 (4) of the statutes is created to read:

4 11.25 (4) No independent disbursement committee that accepts any
5 contribution from an entity specified in s. 11.38 (1) (a) 1. may make any contribution
6 that the entity is prohibited from making under s. 11.38 (1) (a) 1.

7 **SECTION 84.** 11.29 (1) of the statutes is amended to read:

8 11.29 (1) ~~Nothing in this chapter restricts any~~ A corporation, cooperative,
9 unincorporated cooperative association, or voluntary association, other than a
10 political party or personal campaign committee ~~from making disbursements, may~~
11 make a disbursement for the purpose of communicating only with its members,
12 shareholders, or subscribers, to the exclusion of all other persons, with respect to
13 ~~endorsements of candidates, positions~~ the endorsement of a candidate, taking a
14 position on a referendum ~~or explanation of, explaining~~ its views or interests, ~~or~~
15 providing information about how to make a contribution to a candidate endorsed by
16 the corporation, cooperative, or association without reporting such activity. No such
17 corporation, cooperative, or association may solicit contributions from persons who
18 are not members, shareholders, or subscribers to be used for such ~~purposes~~ activity.

19 **SECTION 85.** 11.33 (2m) of the statutes is created to read:

20 11.33 (2m) This section does not apply to the cost of materials or distribution
21 of a communication made by a member of the legislature to an address located within
22 the legislative district represented by that member during the 45-day period
23 following declaration of a state of emergency by the governor under s. 323.10
24 affecting any county in which the district is located if the communication relates
25 solely to the subject of the emergency.

BILL

SECTION 86

1 **SECTION 86.** 11.38 (title) and (1) (a) 1. of the statutes are amended to read:

2 **11.38 (title) Contributions and disbursements by corporations and**
3 **cooperatives.** *i registration and reporting by entities not organized exclusively*
4 **(1) (a) 1.** No foreign or domestic corporation, or association *for*
5 organized under ch. 185 or 193, may make any contribution *political*
6 or indirectly, *purposes* ~~either independently or through any political party, committee, group,~~
7 ~~candidate or individual for any purpose other than to promote or defeat a referendum~~
8 except to an individual or group for the purpose of advocating the adoption or
9 rejection of a referendum question or to an independent disbursement committee.

10 **SECTION 87.** 11.38 (1) (b) of the statutes is amended to read:

11 11.38 (1) (b) No political party, committee, group, candidate or individual may
12 accept any contribution ~~or disbursement~~ made to or on behalf of such individual or
13 entity which is prohibited by this section.

14 **SECTION 88.** 11.38 (2) (c) of the statutes is repealed.

15 **SECTION 89.** 13.625 (1) (c) (intro.) of the statutes is amended to read:

16 13.625 (1) (c) (intro.) Except as permitted in this subsection, make a campaign
17 contribution, as defined in s. 11.01 (6), to a partisan elective state official for the
18 purpose of promoting the official's election to any national, state, or local office; or
19 to a candidate for a partisan elective state office to be filled at the general election
20 or a special election; or to the official's or candidate's personal campaign committee.
21 A lobbyist may make a campaign contribution to a partisan elective state official or
22 candidate for partisan elective state office or his or her to the personal campaign
23 committee may be made of the official or candidate in the year of -a the official's or
24 candidate's election between June 1 the first day authorized by law for the circulation
25 of nomination papers as a candidate and the day of the general election, except that:

26 **SECTION 90.** 17.02 (1) of the statutes is amended to read:

BILL

1 17.02 (1) SENATORS AND MEMBERS OF CONGRESS. Of the resignation of a United
2 States senator or member of congress from this state, by the senator or member of
3 congress to the secretary of state. Upon receipt of notice of the resignation, the
4 secretary of state shall give immediate notice to the governor of the resignation
5 including the effective date thereof.

6 **SECTION 91.** 17.18 of the statutes is amended to read:

7 **17.18 Vacancies, U.S. senator and representative in congress; how**
8 **filled.** Vacancies in the office of U.S. senator or representative in congress from this
9 state shall be filled by election, as provided in s. 8.50 (4) (b), for the residue of the
10 unexpired term. In addition, an anticipated vacancy in the office of U.S. senator or
11 representative in congress may be filled as provided in s. 8.50 (4) (bm).

12 **SECTION 92.** 24.66 (3) (b) of the statutes is amended to read:

13 24.66 (3) (b) *For long-term loans by unified school districts.* Every application
14 for a loan, the required repayment of which exceeds 10 years, shall be approved and
15 authorized for a unified school district by a majority vote of the members of the school
16 board at a regular or special meeting of the school board. Every vote so required shall
17 be by ayes and noes duly recorded. In addition, the application shall be approved for
18 a unified school district by a majority vote of the electors of the school district at ~~a~~
19 ~~special~~ an election as provided under sub. (4).

20 **SECTION 93.** 24.66 (4) of the statutes is amended to read:

21 24.66 (4) **POPULAR VOTE, WHEN REQUIRED.** If any municipality is not empowered
22 by law to incur indebtedness for a particular purpose without first submitting the
23 question to its electors, the application for a state trust fund loan for that purpose
24 must be approved and authorized by a majority vote of the electors at ~~a special~~ an
25 election ~~called,~~ authorized under s. 8.065 (2) and noticed and held in the manner

BILL

1 provided for other ~~special elections~~ referendums. The question to be voted on shall
2 be filed as provided in s. 8.37. The notice of the ~~election~~ referendum shall state the
3 amount of the proposed loan and the purpose for which it will be used.

4 **SECTION 94.** 32.72 (1) of the statutes is amended to read:

5 32.72 (1) Sections 32.50 to 32.71 do not take effect in any city until the following
6 question is submitted to the electors of the city at ~~a special~~ an election, authorized
7 under s. 8.065 (2), and adopted by a majority vote of the electors voting: "Shall
8 subchapter II of chapter 32, Wisconsin Statutes, be effective in the city of,
9 thus allowing the city to acquire and condemn property for street widening and
10 similar purposes, financed through assessments of benefits and damages?" The
11 question shall be filed as provided in s. 8.37.

12 **SECTION 95.** 38.15 (1) of the statutes is amended to read:

13 38.15 (1) Subject to sub. (3), if the district board intends to make a capital
14 expenditure in excess of \$1,500,000, excluding moneys received from gifts, grants or
15 federal funds, for the acquisition of sites; the purchase or construction of buildings;
16 the lease/purchase of buildings if costs exceed \$1,500,000 for the lifetime of the lease;
17 building additions or enlargements; or the purchase of fixed equipment relating to
18 any such activity, it shall adopt a resolution stating its intention to do so and
19 identifying the anticipated source of revenue for each project and shall submit the
20 resolution to the electors of the district for approval. The referendum may be held
21 at an election authorized under s. 8.065 (2) and shall be noticed, called, and
22 conducted as provided in s. 67.05 (3) insofar as applicable. For the purposes of this
23 section, all projects located on a single campus site within one district which are bid
24 concurrently or which are approved by the board under s. 38.04 (10) within a 2-year
25 period shall be considered as one capital expenditure project.

BILL

1 **SECTION 96.** 38.16 (3) (br) 1. of the statutes is amended to read:

2 38.16 (3) (br) 1. If a district board wishes to exceed the limit under par. (b)
3 otherwise applicable to the district in 2011 or 2012, it shall adopt a resolution
4 supporting inclusion in the final district budget of an amount equal to the proposed
5 excess levy. The resolution shall be filed as provided in s. 8.37. Within 10 days after
6 adopting the resolution, the district board shall submit a copy of the resolution to the
7 board and shall notify the board of the scheduled date of the referendum ~~and submit~~
8 ~~a copy of the resolution to the board. The district board shall call a special~~
9 ~~referendum to be called~~ for the purpose of submitting the resolution to the electors
10 of the district for approval or rejection. ~~In lieu of a special referendum, the district~~
11 ~~board may specify that the~~ The referendum shall be held at the next succeeding
12 ~~spring primary or election or partisan primary or general election, if such election~~
13 ~~is to be held~~ authorized under s. 8.065 (2) that occurs not sooner than 42 days after
14 the filing of the resolution of the district board. The district board shall certify the
15 results of the referendum to the board within 10 days after the referendum is held.

16 **SECTION 97.** 59.08 (7) (b) of the statutes is amended to read:

17 59.08 (7) (b) The question of the consolidation of the counties shall be submitted
18 to the voters at the next election ~~to be held on the first Tuesday in April, or the next~~
19 ~~regular election, or at a special election~~ authorized under s. 8.065 (2) to be held on
20 the day fixed in a date specified in the order issued under par. (a), which day date
21 shall be no sooner than 70 days from the completion of the consolidation agreement
22 and which date shall be the same in each of the counties proposing to consolidate.
23 A copy of the order shall be filed with the county clerk of each of the counties as
24 provided in s. 8.37. ~~If the question of consolidation is submitted at a special election,~~

BILL**SECTION 97**

1 ~~it shall be held not less than 70 days nor more than 88 days from the completion of~~
2 ~~the consolidation agreement, but not within 60 days of any spring or general election.~~

3 **SECTION 98.** 59.605 (3) (a) 1. of the statutes is amended to read:

4 59.605 (3) (a) 1. If the governing body of a county wishes to exceed the operating
5 levy rate limit otherwise applicable to the county under this section, it shall adopt
6 a resolution to that effect. The resolution shall specify either the operating levy rate
7 or the operating levy that the governing body wishes to impose for either a specified
8 number of years or an indefinite period. The governing body shall ~~call a special~~
9 ~~referendum for the purpose of submitting the resolution to the electors of the county~~
10 ~~for approval or rejection. In lieu of a special referendum, the governing body may~~
11 ~~specify that~~ provide for the referendum to be held at the next ~~succeeding spring~~
12 ~~primary or election or partisan primary or general election to be held~~ authorized
13 under s. 8.065 (2) that occurs not earlier than 70 days after the adoption of the
14 resolution of the governing body. The governing body shall file the resolution to be
15 submitted to the electors as provided in s. 8.37.

16 **SECTION 99.** 60.62 (2) of the statutes is amended to read:

17 60.62 (2) If the county in which the town is located has enacted a zoning
18 ordinance under s. 59.69, the exercise of the authority under sub. (1) is subject to
19 approval by the town meeting or by a referendum vote of the electors of the town to
20 be held at the time of any regular or special an election authorized under s. 8.065 (2).
21 The question for the referendum vote shall be filed as provided in s. 8.37.

22 **SECTION 100.** 60.74 (5) (b) of the statutes is amended to read:

23 60.74 (5) (b) A petition conforming to the requirements of s. 8.40, signed by
24 qualified electors of the district equal to at least ~~20%~~ 20 percent of the vote cast for
25 governor in the district at the last gubernatorial election, and requesting a change

BILL

1 to appointment of commissioners, may be submitted to the town board, subject to
2 sub. (5m) (a). The petition shall be filed as provided in s. 8.37. Upon receipt of the
3 petition, the town board shall submit the question to the electors at a referendum to
4 be held at the next regular spring election or general election, or shall call a special
5 an election for that purpose authorized under s. 8.065 (2). The inspectors shall count
6 the votes and submit a statement of the results to the commission. The commission
7 shall canvass the results of the election and certify the results to the town board
8 which has authority to appoint commissioners.

9 **SECTION 101.** 61.187 (1) of the statutes is amended to read:

10 61.187 (1) PROCEDURE. Whenever a petition conforming to the requirements
11 of s. 8.40, signed by at least one-third as many electors of any village as voted for
12 village officers at the next preceding election for village officers in that village, shall
13 be presented to the village board, and filed as provided in s. 8.37, praying for
14 dissolution of the village, the village board shall submit to the electors of the village
15 the question whether or not the village shall be dissolved. The question shall be
16 determined by ballot, in substantially the manner provided by ss. 5.64 (2) and 10.02,
17 at ~~a general~~ an election or at a special election called by the village board for that
18 purpose authorized under s. 8.065 (2).

19 **SECTION 102.** 61.46 (1) of the statutes is amended to read:

20 61.46 (1) GENERAL; LIMITATION. The village board shall, on or before December
21 15 in each year, by resolution to be entered of record, determine the amount of
22 corporation taxes to be levied and assessed on the taxable property in such village
23 for the current year. Before levying any tax for any specified purpose, exceeding one
24 percent of the assessed valuation aforesaid, the village board shall, and in all other
25 cases may in its discretion, submit the question of levying the same to the village

BILL**SECTION 102**

1 electors at ~~any general or special~~ an election authorized under s. 8.065 (2) by giving
2 10 days' notice thereof prior to such election by publication in a newspaper published
3 in the village, if any, and if there is none, then by posting notices in 3 public places
4 in said village, setting forth in such notices the object and purposes for which such
5 taxes are to be raised and the amount of the proposed tax. The village board shall
6 file the question as provided in s. 8.37.

7 **SECTION 103.** 62.09 (1) (a) of the statutes is amended to read:

8 62.09 (1) (a) The officers shall be a mayor, treasurer, clerk, comptroller,
9 attorney, engineer, one or more assessors unless the city is assessed by a county
10 assessor under s. 70.99, one or more constables as determined by the common
11 council, a local health officer, as defined in s. 250.01 (5), or local board of health, as
12 defined in s. 250.01 (3), street commissioner, board of police and fire commissioners
13 except in cities where not applicable, chief of police except in a city where it is not
14 applicable, chief of the fire department except in a city where it is not applicable, chief
15 of a combined protective services department except in a city where it is not
16 applicable, board of public works, 2 alderpersons from each aldermanic district, and
17 such other officers or boards as are created by law or by the council. If one
18 alderperson from each aldermanic district is provided under s. 66.0211 (1), the
19 council may, by ordinance adopted by a two-thirds vote of all its members and
20 approved by the electors at ~~a general or special~~ an election authorized under s. 8.065
21 (2), provide that there shall be 2 alderpersons from each aldermanic district. If a city
22 creates a combined protective services department under s. 62.13 (2e) (a) 1., it shall
23 create the office of chief of such a department and shall abolish the offices of chief of
24 police and chief of the fire department.

25 **SECTION 104.** 62.13 (6) (b) of the statutes is amended to read:

BILL

1 62.13 (6) (b) The provisions of this subsection shall apply only if adopted by the
2 electors. Whenever not less than 70 days prior to ~~a regular city~~ an election specified
3 under s. 8.065 (2) a petition therefor, conforming to the requirements of s. 8.40 and
4 signed by electors equal in number to not less than ~~20%~~ 20 percent of the total vote
5 cast in the city for governor at the last general election, shall be filed with the clerk
6 as provided in s. 8.37, the clerk shall give notice in the manner of notice of the regular
7 city election of a referendum on the adoption of this subsection. Such referendum
8 election shall be held with ~~the regular city~~ an election, ~~and authorized under s. 8.065~~
9 (2), the ballots shall conform with the provisions of ss. 5.64 (2) and 10.02, and the
10 question shall be “Shall s. 62.13 (6) of the statutes be adopted?”

11 **SECTION 105.** 64.03 (1) of the statutes is amended to read:

12 64.03 (1) Every ordinance or resolution for the adoption of ss. 64.01 to 64.15,
13 and every petition for a ~~special~~ referendum election on the same, shall state the
14 number of members of which the council herein provided for shall be composed, the
15 term of office of its members, which term shall not exceed 2 years, whether they shall
16 be nominated and elected from aldermanic districts or from the city at large, and the
17 compensation, if any, which they shall receive.

18 **SECTION 106.** 64.39 (3) of the statutes is amended to read:

19 64.39 (3) Upon filing such petition, the mayor shall, by proclamation, submit
20 the questions prescribed in sub. (1) at ~~a special~~ an election ~~to be held at a time~~
21 ~~specified therein and within 2 months after such petition is filed~~ authorized under
22 s. 8.065 (2). The election upon such question shall be conducted, the vote canvassed,
23 and the result declared in the same manner as provided by law for other city
24 elections.

25 **SECTION 107.** 66.0101 (8) of the statutes is amended to read:

BILL**SECTION 107**

1 66.0101 (8) A charter ordinance enacted or approved by a vote of the electors
2 controls over any prior or subsequent act of the legislative body of the city or village.
3 If the electors of any city or village by a majority vote have adopted or determined
4 to continue to operate under either ch. 62 or 64, or have determined the method of
5 selection of members of the governing board, the question shall not again be
6 submitted to the electors, nor action taken on the question, within a period of 2 years.
7 Any election to change or amend the charter of any city or village, other than ~~a~~
8 ~~special~~ an election ~~as provided in~~ called under s. 9.20 (4), shall be held at the time
9 provided by statute for holding the spring election.

10 **SECTION 108.** 66.0211 (1) of the statutes is amended to read:

11 66.0211 (1) ORDER. The circuit court's order for an incorporation referendum
12 shall specify the voting place and the date of the referendum, which shall be ~~not less~~
13 ~~than 6 weeks from the date of the order~~ scheduled in accordance with s. 8.065 (2), and
14 name 3 inspectors of election. If the order is for a city incorporation referendum the
15 order shall further specify that 7 alderpersons shall be elected at large from the
16 proposed city. The city council at its first meeting shall determine the number and
17 boundaries of wards in compliance with s. 5.15 (1) and (2), and the combination of
18 wards into aldermanic districts. The number of alderpersons per aldermanic district
19 shall be determined by charter ordinance.

20 **SECTION 109.** 66.0213 (6) of the statutes is amended to read:

21 66.0213 (6) REORGANIZATION OF CITY AS VILLAGE. If the population of any city falls
22 below 1,000 as determined by the United States census, the council may upon filing
23 of a petition conforming to the requirements of s. 8.40 containing the signatures of
24 at least ~~15%~~ 15 percent of the electors submit at ~~any general or city~~ an election
25 authorized under s. 8.065 (2) the question whether the city shall reorganize as a

BILL

1 village. If three-fifths of the votes cast on the question are for reorganization the
2 mayor and council shall record the return in the office of the register of deeds, file a
3 certified copy with the clerk of the circuit court, and immediately call an election, to
4 be conducted as are village elections, for the election of village officers. Upon the
5 qualification of the officers, the board of trustees shall declare the city reorganized
6 as a village, and the reorganization is effective. The clerk shall certify a copy of the
7 declaration to the secretary of state who shall file the declaration and endorse a
8 memorandum of the declaration on the record of the certificate of incorporation of the
9 city. Rights and liabilities of the city continue in favor of or against the village.
10 Ordinances, so far as within the power of the village, remain in force until changed.

11 **SECTION 110.** 66.0215 (2) of the statutes is amended to read:

12 66.0215 (2) REFERENDUM. At the next regular meeting of the town board
13 following the filing of the petition under sub. (1), the board by resolution shall provide
14 for a referendum by the electors of the town, which shall be scheduled in accordance
15 with s. 8.065 (2). The resolution shall conform to the requirements of s. 5.15 (1) and
16 (2) and shall determine the numbers and boundaries of each ward of the proposed
17 city and the time of voting, which may not be earlier than 6 weeks after the adoption
18 of the resolution. The resolution may direct that a census be taken of the resident
19 population of the territory on a day not more than 10 weeks previous to the date of
20 the election, exhibiting the name of every head of a family and the name of every
21 person who is a resident in good faith of the territory on that day, and the lot or
22 quarter section of land on which that person resides, which shall be verified by the
23 affixed affidavit of the person taking the census.

24 **SECTION 111.** 66.0217 (3) (b) of the statutes is amended to read:

BILL**SECTION 111**

1 66.0217 (3) (b) *Annexation by referendum.* A petition for a referendum on the
2 question of annexation may be filed with the city or village clerk signed by a number
3 of qualified electors residing in the territory equal to at least ~~20%~~ 20 percent of the
4 votes cast for governor in the territory at the last gubernatorial election, and the
5 owners of at least ~~50%~~ 50 percent of the real property either in area or assessed value.
6 The petition shall conform to the requirements of s. 8.40. The referendum shall be
7 scheduled in accordance with s. 8.065 (2).

8 **SECTION 112.** 66.0217 (7) (a) 3. of the statutes is amended to read:

9 66.0217 (7) (a) 3. If the notice indicates that the petition is for a referendum
10 on the question of annexation, the clerk of the city or village shall file the notice as
11 provided in s. 8.37. If the notice indicates that the petition is for a referendum on the
12 question of annexation, the town clerk shall give notice as provided in par. (c) of a
13 referendum of the electors residing in the area proposed for annexation to be held at
14 the next election authorized under s. 8.065 (2) that occurs not less than 70 days ~~nor~~
15 ~~more than 100 days~~ after the date of personal service or mailing of the notice required
16 under this paragraph. If the notice indicates that the petition is for direct
17 annexation, no referendum shall be held unless within 30 days after the date of
18 personal service or mailing of the notice required under this paragraph, a petition
19 conforming to the requirements of s. 8.40 requesting a referendum is filed with the
20 town clerk as provided in s. 8.37, signed by at least ~~20%~~ 20 percent of the electors
21 residing in the area proposed to be annexed. If a petition requesting a referendum
22 is filed, the clerk shall give notice as provided in par. (c) of a referendum of the electors
23 residing in the area proposed for annexation to be held at the next election authorized
24 under s. 8.065 (2) that occurs not less than 70 days ~~nor more than 100 days~~ after the
25 receipt of the petition, and shall mail a copy of the notice to the clerk of the city or

BILL

1 village to which the annexation is proposed. The referendum shall be held at a
2 convenient place within the town to be specified in the notice.

3 **SECTION 113.** 66.0217 (7) (d) of the statutes is amended to read:

4 66.0217 (7) (d) *How conducted.* The referendum shall be conducted by the town
5 election officials ~~but the town board may reduce the number of election officials for~~
6 ~~that election.~~ The ballots shall contain the words “For annexation” and “Against
7 annexation” and shall otherwise conform to the provisions of s. 5.64 (2). The election
8 shall be conducted as are other town elections in accordance with chs. 6 and 7 to the
9 extent applicable.

10 **SECTION 114.** 66.0219 (4) (b) of the statutes is amended to read:

11 66.0219 (4) (b) The referendum election shall be held at the next election
12 authorized under s. 8.065 (2) that occurs not less than 70 days ~~nor more than 100~~
13 ~~days~~ after the filing of the order as provided in s. 8.37, in the territory proposed for
14 annexation, by the electors of that territory as provided in s. 66.0217 (7), so far as
15 applicable. The ballots shall contain the words “For Annexation” and “Against
16 Annexation”. The certification of the election inspectors shall be filed with the clerk
17 of the court, and the clerk of any municipality involved, but need not be filed or
18 recorded with the register of deeds.

19 **SECTION 115.** 66.0225 (2) of the statutes is amended to read:

20 66.0225 (2) **CONTESTED ANNEXATIONS.** Any 2 municipalities whose boundaries
21 are immediately adjacent at any point and who are parties to an action, proceeding,
22 or appeal in court for the purpose of testing the validity of an annexation may enter
23 into a written stipulation, compromising and settling the litigation and determining
24 the portion of the common boundary line between the municipalities that is the
25 subject of the annexation. The court having jurisdiction of the litigation, whether the

BILL**SECTION 115**

1 circuit court, the court of appeals, or the supreme court, may enter a final judgment
2 incorporating the provisions of the stipulation and fixing the common boundary line
3 between the municipalities involved. A stipulation changing boundaries of
4 municipalities shall be approved by the governing body of each municipality and s.
5 66.0217 (9) and (11) shall apply. A change of municipal boundaries under this section
6 is subject to a referendum of the electors residing within the territory whose
7 jurisdiction is subject to change under the stipulation, if within 30 days after the
8 publication of the stipulation to change boundaries in a newspaper of general
9 circulation in that territory, a petition for a referendum conforming to the
10 requirements of s. 8.40 signed by at least 20% 20 percent of the electors residing
11 within that territory is filed with the clerk of the municipality from which the greater
12 area is proposed to be removed and is filed as provided in s. 8.37. The referendum
13 shall be held at an election authorized under s. 8.065 (2) and conducted as are
14 annexation referenda. If the referendum election fails, all proceedings under this
15 section are void.

16 **SECTION 116.** 66.0227 (3) of the statutes is amended to read:

17 66.0227 (3) The governing body of a city, village, or town involved may, ~~or if~~
18 submit the question to the electors of the city, village, or town whose electors
19 petitioned for detachment at a referendum election called for that purpose. If a
20 petition conforming to the requirements of s. 8.40, signed by a number of qualified
21 electors equal to at least 5% 5 percent of the votes cast for governor in the city, village,
22 or town at the last gubernatorial election, and demanding a referendum, is presented
23 to it the governing body of a city, village, or town involved within 30 days after the
24 passage of either of the ordinances under sub. (2), the governing body shall, submit
25 the question to the electors of the city, village, or town whose electors petitioned for

BILL**SECTION 116**

1 detachment, at a referendum election called for that purpose. A referendum called
2 under this subsection shall be held at the next election authorized under s. 8.065 (2)
3 that occurs not less than 70 days ~~nor more than 100 days~~ after the filing of the
4 petition, or after the enactment of either ordinance. The petition shall be filed as
5 provided in s. 8.37. If a number of electors cannot be determined on the basis of
6 reported election statistics, the number shall be determined in accordance with s.
7 60.74 (6). The governing body of the municipality shall appoint 3 election inspectors
8 who are resident electors to supervise the referendum. The ballots shall contain the
9 words “For Detachment” and “Against Detachment”. The inspectors shall certify the
10 results of the election by their attached affidavits and file a copy with the clerk of each
11 town, village, or city involved, and none of the ordinances may take effect nor be in
12 force unless a majority of the electors approve the question. The referendum election
13 shall be conducted in accordance with chs. 6 and 7 to the extent applicable.

14 **SECTION 117.** 66.0305 (6) (b) of the statutes is amended to read:

15 66.0305 (6) (b) The advisory referendum shall be held at the next election
16 authorized under s. 8.065 (2) that occurs not less than 70 days ~~nor more than 100~~
17 ~~days~~ after adoption of the resolution under par. (a) calling for the referendum or not
18 less than 70 days ~~nor more than 100 days~~ after receipt of the petition under par. (a)
19 by the municipal or county clerk. The municipal or county clerk shall give notice of
20 the referendum by publishing a notice in a newspaper of general circulation in the
21 political subdivision, both on the publication day next preceding the advisory
22 referendum election and one week prior to that publication date.

23 **SECTION 118.** 66.0307 (4) (e) 2. of the statutes is amended to read:

24 66.0307 (4) (e) 2. The advisory referendum shall be held at the next election
25 authorized under s. 8.065 (2) that occurs not less than 70 days ~~nor more than 100~~

BILL

1 days after adoption of the resolution under subd. 1. calling for the referendum or not
2 less than 70 days ~~nor more than 100 days~~ after receipt of the petition by the
3 municipal clerk. The municipal clerk shall give notice of the referendum by
4 publishing a notice in a newspaper of general circulation in the municipality, both
5 on the publication day next preceding the advisory referendum election and one
6 week prior to that publication date.

7 **SECTION 119.** 66.0602 (4) (a) of the statutes is amended to read:

8 66.0602 (4) (a) A political subdivision may exceed the levy increase limit under
9 sub. (2) if its governing body adopts a resolution to that effect and if the resolution
10 is ~~approved in~~ submitted to the electors of the political subdivision for approval or
11 rejection at a referendum. The resolution shall specify the proposed amount of
12 increase in the levy beyond the amount that is allowed under sub. (2), and shall
13 specify whether the proposed amount of increase is for the next fiscal year only or if
14 it will apply on an ongoing basis. ~~With regard to a referendum relating to the 2005~~
15 ~~levy, or any levy in an odd-numbered year thereafter, the political subdivision may~~
16 ~~call a special referendum for the purpose of submitting the resolution to the electors~~
17 ~~of the political subdivision for approval or rejection. With regard to a referendum~~
18 ~~relating to the 2006 levy, or any levy in an even-numbered year thereafter, the~~ The
19 political subdivision shall hold the referendum ~~shall be held~~ at the next succeeding
20 ~~spring primary or election or partisan primary or general election~~ authorized under
21 s. 8.065 (2).

22 **SECTION 120.** 66.0619 (2m) (b) of the statutes is amended to read:

23 66.0619 (2m) (b) If a referendum is to be held on a resolution, the municipal
24 governing body shall file the resolution as provided in s. 8.37 and shall direct the
25 municipal clerk to ~~call a special election for the purpose of submitting~~ submit the

BILL

1 resolution to the electors for approval or rejection at a referendum ~~on approval or~~
2 ~~rejection. In lieu of a special election, the municipal governing body may specify that~~
3 ~~the election be held at the next succeeding spring primary or election or partisan~~
4 ~~primary or general~~ held at the next election authorized under s. 8.065 (2).

5 **SECTION 121.** 66.0815 (1) (c) of the statutes is amended to read:

6 66.0815 (1) (c) An ordinance under sub. (1) may not take effect until 60 days
7 after passage and publication unless sooner approved by a referendum. Within the
8 60-day period electors equal in number to ~~20%~~ 20 percent of those voting at the last
9 regular municipal election may file a petition requesting a referendum. The petition
10 shall be in writing and filed with the clerk and as provided in s. 8.37. The petition
11 shall conform to the requirements of s. 8.40. Each signer shall state his or her
12 residence and signatures shall be verified by the affidavit of an elector. The
13 referendum shall be held at ~~the next regular municipal~~ an election, ~~or at a special~~
14 ~~election within 90 days of the filing of the petition~~ authorized under s. 8.065 (2). The
15 ordinance may not take effect unless approved by a majority of the votes cast. This
16 paragraph does not apply to extensions by a utility previously franchised by the
17 village, city, or town.

18 **SECTION 122.** 66.0921 (2) of the statutes is amended to read:

19 66.0921 (2) FACILITIES AUTHORIZED. A municipality may enter into a joint
20 contract with a nonprofit corporation organized for civic purposes and located in the
21 municipality to construct or otherwise acquire, equip, furnish, operate and maintain
22 a facility to be used for municipal and civic activities if a majority of the voters voting
23 in a referendum at ~~a special election or at a spring primary or election or partisan~~
24 ~~primary or general~~ an election authorized under s. 8.065 (2) approve the question of
25 entering into the joint contract.

BILL**SECTION 123**

SECTION 123. 66.1103 (10) (d) of the statutes is amended to read:

66.1103 (10) (d) The governing body may issue bonds under this section without submitting the proposition to the electors of the municipality or county for approval unless within 30 days from the date of publication of notice of adoption of the initial resolution for the bonds, a petition conforming to the requirements of s. 8.40, signed by not less than ~~5%~~ 5 percent of the registered electors of the municipality or county, or, if there is no registration of electors in the municipality or county, by ~~10%~~ 10 percent of the number of electors of the municipality or county voting for the office of governor at the last general election as determined under s. 115.01 (13), is filed with the clerk of the municipality or county and as provided in s. 8.37 requesting a referendum upon the question of the issuance of the bonds. If a petition is filed, the bonds may not be issued until approved by a majority of the electors of the municipality or county voting on the referendum at ~~a general or special~~ an election authorized under s. 8.065 (2).

SECTION 124. 66.1113 (2) (g) of the statutes is amended to read:

66.1113 (2) (g) The village of Sister Bay may enact an ordinance or adopt a resolution declaring itself to be a premier resort area under par. (a) even if less than 40 percent of the equalized assessed value of the taxable property within Sister Bay is used by tourism-related retailers. The village may not impose the tax authorized under par. (b) unless the village board adopts a resolution proclaiming its intent to impose the tax and the resolution is approved by a majority of the electors in the village voting on the resolution at a referendum, to be held at ~~the first spring primary or election or partisan primary or general~~ an election following authorized under s. 8.065 (2) that follows by at least 70 days the date of adoption of the resolution.

SECTION 125. 66.1113 (2) (h) of the statutes is amended to read:

BILL

1 66.1113 (2) (h) The village of Ephraim may enact an ordinance or adopt a
2 resolution declaring itself to be a premier resort area under par. (a) even if less than
3 40 percent of the equalized assessed value of the taxable property within Ephraim
4 is used by tourism-related retailers. The village may not impose the tax authorized
5 under par. (b) unless the village board adopts a resolution proclaiming its intent to
6 impose the tax and the resolution is approved by a majority of the electors in the
7 village voting on the resolution at a referendum, to be held at ~~the first spring primary~~
8 ~~or election or partisan primary or general~~ an election following authorized under s.
9 8.065 (2) that follows by at least 70 days the date of adoption of the resolution.

10 **SECTION 126.** 67.05 (3) (a) 2. of the statutes is repealed.

11 **SECTION 127.** 67.05 (3) (a) 4. of the statutes is repealed.

12 **SECTION 128.** 67.05 (3) (f) of the statutes is amended to read:

13 67.05 (3) (f) If a special purpose district calls a referendum under this section,
14 ~~the governing body shall call the referendum~~ to be held in conjunction with ~~a state,~~
15 ~~county, municipal or judicial~~ an election, the authorized under s. 8.065 (2). The
16 polling places for the ~~state, county, municipal or judicial~~ election shall be the polling
17 places for the special purpose district referendum and the municipal election hours
18 shall apply. ~~If no state, county, municipal or judicial election is held on the day of the~~
19 ~~special purpose district referendum, the governing body of the special purpose~~
20 ~~district may select the polling places to be used, except as otherwise provided in s.~~
21 ~~120.06 (9) (b) in the case of a school district.~~ If a polling place located in the special
22 purpose district that was utilized at the most recent spring or general election is not
23 utilized by the special purpose district, the governing body of the special purpose
24 district shall post a notice on the door of the polling place indicating all polling places

BILL

SECTION 128

1 ~~open for voting.~~ The municipal clerk of each municipality in which a polling place
2 is located shall provide the necessary equipment to operate the polling place.

3 **SECTION 129.** 67.05 (4) of the statutes is amended to read:

4 67.05 (4) PERMISSIVE REFERENDUM IN COUNTIES. If a county board adopts an
5 initial resolution for an issue of county bonds to provide for the original construction
6 or for the improvement and maintenance of highways; to provide railroad aid; or to
7 construct, acquire, or maintain, or to aid in constructing, acquiring, or maintaining,
8 a bridge over or across any stream or other body of water bordering upon or
9 intersecting any part of the county, the county clerk is not required to submit the
10 resolution for approval to the electors of the county at a ~~special election~~ referendum
11 unless within 30 days after the adoption thereof there is filed with the clerk a petition
12 conforming to the requirements of s. 8.40 requesting such submission, signed by
13 electors numbering at least ~~10%~~ 10 percent of the votes cast in the county for
14 governor at the last general election. If a petition is filed, the county board shall hold
15 the referendum at an election authorized under s. 8.065 (2), and the question
16 submitted shall be whether the resolution shall be or shall not be approved. No such
17 resolution of a county board other than those specified in this subsection need be
18 submitted to county electors, except as provided otherwise in sub. (7).

19 **SECTION 130.** 67.05 (5) (a) of the statutes is amended to read:

20 67.05 (5) (a) Whenever a town board adopts an initial resolution ~~has been so~~
21 ~~adopted by the governing body of a town,~~ the town clerk of the municipality shall
22 immediately record the resolution and shall call a ~~special election~~ referendum for the
23 purpose of submitting the resolution to the electors of the ~~municipality~~ town for
24 approval. ~~This paragraph does not apply to bonds issued to finance low-interest~~
25 ~~mortgage loans under s. 62.237, unless a number of electors equal to at least 15% of~~

BILL

1 ~~the votes cast for governor at the last general election in their town sign and file a~~
2 ~~petition conforming to the requirements of s. 8.40 with the town clerk requesting~~
3 ~~submission of the resolution. Whenever a number of electors cannot be determined~~
4 ~~on the basis of reported statistics, the number shall be determined in accordance~~
5 ~~with s. 60.74 (6). If a petition is filed, the question submitted shall be whether the~~
6 ~~resolution shall or shall not be approved or rejection. The referendum shall be held~~
7 ~~at an election authorized under s. 8.065 (2). This paragraph is limited in its scope~~
8 ~~by sub. (7).~~

9 **SECTION 131.** 67.05 (5) (b) of the statutes is renumbered 67.05 (5) (b) 1. and
10 amended to read:

11 67.05 (5) (b) 1. No city or village may issue bonds for any purposes other than
12 for water systems; lighting works; gas works; bridges; street lighting; street
13 improvements; street improvement funding; hospitals; airports; harbor
14 improvements; river improvements; breakwaters and protection piers; sewerage;
15 garbage disposal; rubbish or refuse disposal; any combination of sewage, garbage,
16 or refuse or rubbish disposal; parks and public grounds; swimming pools and band
17 shells; veterans housing projects; paying the municipality's portion of the cost of
18 abolishing grade crossings; for the construction of police facilities and combined fire
19 and police safety buildings; for the purchase of sites for engine houses; for fire
20 engines and other equipment of the fire department; for construction of engine
21 houses; and for pumps, water mains, reservoirs and all other reasonable facilities
22 for fire protection apparatus or equipment for fire protection; for parking lots or
23 other parking facilities; for school purposes; for libraries; for buildings for the
24 housing of machinery and equipment; for acquiring and developing sites for
25 industry and commerce as will expand the municipal tax base; subject to subd. 2.,

BILL

SECTION 131

1 for financing the cost of low-interest mortgage loans under s. 62.237; for providing
2 financial assistance to blight elimination, slum clearance, community development,
3 redevelopment, and urban renewal programs and projects under ss. 66.1105,
4 66.1301 to 66.1329, and 66.1331 to 66.1337; to issue appropriation bonds under s.
5 62.62 to pay unfunded prior service liability with respect to an employee retirement
6 system; or for University of Wisconsin System college campuses, as defined in s.
7 36.05 (6m), until the proposition for their issue for the special purpose has been
8 submitted to the electors of the city or village and adopted by a majority vote. Except
9 as provided under sub. (15), if the common council of a city or the village board of a
10 village declares its purpose to raise money by issuing bonds for any purpose other
11 than those specified in this subsection, it shall direct by resolution, which shall be
12 recorded at length in the record of its proceedings, the clerk to call a ~~special election~~
13 referendum for the purpose of submitting the question of bonding to the city or
14 village electors. If The referendum shall be held at an election authorized under s.
15 8.065 (2).

16 2. If the governing body of a municipality, as defined in s. 62.237 (1) (d), adopts
17 an initial resolution to issue bonds for financing the cost of low-interest loans under
18 s. 62.237 and a number of electors of a city or village that municipality equal to at
19 least 15% 15 percent of the votes cast for governor at the last general election in their
20 city or village that municipality sign and file a petition conforming to the
21 requirements of s. 8.40 with the city or village clerk of that municipality requesting
22 submission of the resolution, the city or village that municipality may not issue
23 bonds for financing the cost of low-interest mortgage loans under s. 62.237 without
24 calling a special election to submit referendum for the purposes of submitting the

BILL

1 question of bonding to the ~~city or village~~ electors of that municipality for their
2 approval. The referendum shall be held at an election authorized under s. 8.065 (2).

3 **SECTION 132.** 67.05 (6a) (a) 2. a. of the statutes is amended to read:

4 67.05 (6a) (a) 2. a. Direct the school district clerk to ~~call a special election for~~
5 ~~the purpose of submitting~~ submit the resolution to the electors for approval or
6 rejection, ~~or direct that the resolution be submitted at the next regularly scheduled~~
7 ~~primary or an election to be held~~ authorized under s. 8.065 (2) that occurs not earlier
8 than 45 days after the adoption of the resolution. The resolution shall not be effective
9 unless adopted by a majority of the school district electors voting at the referendum.

10 **SECTION 133.** 67.05 (6m) (b) of the statutes is amended to read:

11 67.05 (6m) (b) If a referendum is to be held on an initial resolution, the district
12 board shall direct the technical college district secretary to ~~call a special election for~~
13 ~~the purpose of submitting~~ submit the initial resolution to the electors for ~~a~~
14 ~~referendum on~~ approval or rejection at an election authorized under s. 8.065 (2). ~~In~~
15 ~~lieu of a special election, the district board may specify that the election be held at~~
16 ~~the next succeeding spring primary or election or partisan primary or general~~
17 ~~election.~~

18 **SECTION 134.** 67.10 (5) (b) of the statutes is amended to read:

19 67.10 (5) (b) Any city having ~~voted~~ approved the issuance of bonds at a ~~special~~
20 ~~referendum election~~ held in accordance with s. 8.065 (2) and having sold a portion
21 thereof may negotiate, sell, or otherwise dispose of the same in the manner provided
22 by statute within 9 years of the date of the ~~election voting~~ referendum approving the
23 same.

24 **SECTION 135.** 67.12 (12) (e) 2. of the statutes is amended to read:

BILL**SECTION 135**

67.12 (12) (e) 2. Unless the purpose and amount of the borrowing have been approved by the electors under s. 67.05 (6a) or deemed approved by the electors under s. 67.05 (7) (d) 3., the purpose is to refund any outstanding municipal obligation, the purpose is to pay unfunded prior service liability contributions under the Wisconsin retirement system if all of the proceeds of the note will be used for that purpose, the borrowing would not be subject to a referendum as a bond issue under s. 67.05 (7) (cc), (h) or (i), or subd. 2g. or par. (f) or (h) applies, the school district clerk shall, within 10 days after a school board adopts a resolution under subd. 1. to issue a promissory note in excess of \$5,000, publish notice of such adoption as a class 1 notice, under ch. 985. Alternatively, the notice may be posted as provided under s. 10.05. The notice need not set forth the full contents of the resolution, but shall state the maximum amount proposed to be borrowed, the purpose thereof, that the resolution was adopted under this subsection, and the place where, and the hours during which, the resolution may be inspected. If, within 30 days after publication or posting, a petition conforming to the requirements of s. 8.40 is filed with the school district clerk for a referendum on the resolution signed by at least 7,500 electors of the district or at least ~~20%~~ 20 percent of the number of district electors voting for governor at the last general election, as determined under s. 115.01 (13), whichever is the lesser, then the resolution shall not be effective unless adopted by a majority of the district electors voting at the referendum. The referendum shall be held at an election authorized under s. 8.065 (2) and called in the manner provided under s. 67.05 (6a), except that the question which appears on the ballot shall be “Shall (name of district) borrow the sum of \$.... for (state purpose) by issuing its general obligation promissory note (or notes) under section 67.12 (12) of the Wisconsin Statutes?”.

SECTION 136. 67.12 (12) (e) 5. of the statutes is amended to read:

BILL

67.12 (12) (e) 5. Within 10 days of the adoption by a technical college district board of a resolution under subd. 1. to issue a promissory note for a purpose under s. 38.16 (2), the secretary of the district board shall publish a notice of such adoption as a class 1 notice, under ch. 985. The notice need not set forth the full contents of the resolution, but shall state the amount proposed to be borrowed, the method of borrowing, the purpose thereof, that the resolution was adopted under this subsection and the place where and the hours during which the resolution is available for public inspection. If the amount proposed to be borrowed is for building remodeling or improvement and does not exceed \$1,500,000 or is for movable equipment, the district board need not submit the resolution to the electors for approval unless, within 30 days after the publication or posting, a petition conforming to the requirements of s. 8.40 is filed with the secretary of the district board requesting a referendum ~~at a special election to be called for that purpose.~~ Such petition shall be signed by electors from each county lying wholly or partially within the district. The number of electors from each county shall equal at least ~~1.5%~~ 1.5 percent of the population of the county as determined under s. 16.96 (2) (c). If a county lies in more than one district, the technical college system board shall apportion the county's population as determined under s. 16.96 (2) (c) to the districts involved and the petition shall be signed by electors equal to the appropriate percentage of the apportioned population. ~~In lieu of a special election, the~~ The district board ~~may specify that~~ shall hold the referendum ~~shall be held at the next succeeding spring primary or election or partisan primary or general~~ an election authorized under s. 8.065 (2). Any resolution to borrow amounts of money in excess of \$1,500,000 for building remodeling or improvement shall be submitted to the electors of the district for approval. If a referendum is held or required under this

BILL**SECTION 136**

1 subdivision, no promissory note may be issued until the issuance is approved by a
2 majority of the district electors voting at such referendum. The referendum shall be
3 noticed, called, and conducted under s. 67.05 (6a) insofar as applicable, except that
4 ~~the notice of special election and ballot need not embody a copy of the resolution and~~
5 ~~the~~ question which shall appear on the ballot shall be “Shall (name of district) be
6 authorized to borrow the sum of \$.... for (state purpose) by issuing its general
7 obligation promissory note (or notes) under section 67.12 (12) of the Wisconsin
8 Statutes?”

9 **SECTION 137.** 82.03 (2) (b) of the statutes is amended to read:

10 82.03 (2) (b) The town board, by resolution, submits to the electors of the town
11 as a referendum at ~~a general or special town~~ an election authorized under s. 8.065
12 (2) the question of exceeding the limit set under this subsection. A copy of the
13 resolution shall be filed as provided in s. 8.37. The board shall abide by the majority
14 vote of the electors of the town on the question. The question shall read as follows:

15 Shall the town of spend up to \$.... over, which is the annual limit of the
16 product of \$5,000 multiplied by the miles of highway under the jurisdiction of the
17 town measured by the most recent highway mileage for the town, as determined
18 under section 86.302 of the Wisconsin Statutes, for the construction, maintenance,
19 and repair of its highways and bridges?

20 FOR SPENDING ☐ AGAINST SPENDING ☐

21 **SECTION 138.** 86.21 (2) (a) of the statutes is amended to read:

22 86.21 (2) (a) Before any such toll bridge is constructed or acquired under this
23 section, a resolution authorizing the construction or acquisition thereof, and
24 specifying the method of payment therefor, shall be adopted by a majority of the
25 members of the governing body of such county, town, village, or city at a regular

BILL

1 meeting, after publication of said resolution, as a class 2 notice, under ch. 985. The
2 resolution shall include a general description of the property it is proposed to acquire
3 or construct. Any county, town, village, or city constructing or acquiring a toll bridge
4 under this section may provide for the payment of the same or any part thereof from
5 the general fund, from taxation, or from the proceeds of either municipal bonds, or
6 revenue bonds or as otherwise provided by law. Such resolution shall not be effective
7 until 15 days after its passage and publication. If, within said 15 days, a petition
8 conforming to the requirements of s. 8.40 ~~is filed with the clerk of such municipality,~~
9 ~~and filed as provided in s. 8.37,~~ signed by at least ~~20%~~ 20 percent of the electors
10 ~~thereof of the municipality, and~~ requesting that the question of acquiring such toll
11 bridge be submitted to the said electors, ~~such is filed with the clerk of the~~
12 municipality as provided in s. 8.37, the question shall be submitted at the next
13 ~~general or regular municipal election~~ authorized under s. 8.065 (2) that is held not
14 sooner than 70 days from the date of filing such petition. The question submitted to
15 the electors shall specify the method of payment for such toll bridge as provided in
16 the resolution for the acquisition thereof. If no such petition is filed, or if the majority
17 of votes cast at such referendum election are in favor of the acquisition of such toll
18 bridge, then the resolution of the governing body for the acquisition of such toll
19 bridge shall be in effect.

20 **SECTION 139.** 92.11 (4) (c) of the statutes is amended to read:

21 92.11 (4) (c) *Wording of ballot question; procedure.* The county board shall
22 include the wording of the question to be placed before the electors in the referendum
23 as a part of the ordinance adopted under this section or the revision to an ordinance
24 adopted under this section. Upon the adoption of the ordinance or revision the county
25 board shall forward a copy of the ordinance or revision to the county clerk who shall

BILL**SECTION 139**

1 cause the question to be placed before the voters of the affected area in the next
2 ~~spring or general election occurring~~ authorized under s. 8.065 (2) that occurs not less
3 than 70 days after the adoption of the ordinance or revision. The form of the ballot
4 shall correspond substantially to the form prescribed under s. 5.64 (2).

5 **SECTION 140.** 117.20 (2) of the statutes is amended to read:

6 117.20 (2) The clerk of each affected school district shall publish notice, as
7 required under s. 8.55 10.06 (4), in the territory of that school district. The
8 procedures for school board elections under s. 120.06 (9), (11), (13), and (14) apply to
9 a referendum held under this section. The school board and school district clerk of
10 each affected school district shall each perform, for that school district, the functions
11 assigned to the school board and the school district clerk, respectively, under those
12 subsections. The form of the ballot shall correspond to the form prescribed by the
13 government accountability board under ss. 5.64 (2) and 7.08 (1) (a). The clerk of each
14 affected school district shall file with the secretary of the board a certified statement
15 prepared by the school district board of canvassers of the results of the referendum
16 in that school district.

17 **SECTION 141.** 119.48 (4) (b) of the statutes is amended to read:

18 119.48 (4) (b) The communication shall state the purposes for which the funds
19 from the increase in the levy rate will be used and shall request the common council
20 to submit to the voters of the city the question of exceeding the levy rate specified in
21 s. 65.07 (1) (f) ~~at the September election or a special~~ an election authorized under s.
22 8.065 (2).

23 **SECTION 142.** 119.48 (4) (c) of the statutes is amended to read:

24 119.48 (4) (c) Upon receipt of the communication, the common council shall file
25 the communication as provided in s. 8.37 and shall cause the question of exceeding

BILL

1 the levy rate specified under s. 65.07 (1) (f) to be submitted to the voters of the city
2 at ~~the September election or at a special~~ an election authorized under s. 8.065 (2).

3 The question of exceeding the levy rate specified under s. 65.07 (1) (f) shall be
4 submitted so that the vote upon exceeding the levy rate specified in s. 65.07 (1) (f) is
5 taken separately from any other question submitted to the voters. If a majority of
6 the electors voting on the question favors exceeding the levy rate specified under s.
7 65.07 (1) (f), the common council shall approve the increase in the levy rate and shall
8 levy and collect a tax equal to the amount of money approved by the electors.

9 **SECTION 143.** 119.49 (1) (b) of the statutes is amended to read:

10 119.49 (1) (b) The communication shall state the amount of funds needed under
11 par. (a) and the purposes for which the funds will be used and shall request the
12 common council to submit to the voters of the city at the next election ~~held in the city~~
13 authorized under s. 8.065 (2) the question of issuing school bonds in the amount and
14 for the purposes stated in the communication.

15 **SECTION 144.** 119.49 (2) of the statutes is amended to read:

16 119.49 (2) Upon receipt of the communication, the common council shall file the
17 communication as provided in s. 8.37 and shall cause the question of issuing such
18 school bonds in the stated amount and for the stated school purposes to be submitted
19 to the voters of the city at the next election ~~held in the city~~ authorized under s. 8.065
20 (2). The question of issuing such school bonds shall be submitted so that the vote
21 upon issuing such school bonds is taken separately from any other question
22 submitted to the voters. If a majority of the electors voting on the school bond
23 question favors issuing such school bonds, the common council shall cause the school
24 bonds to be issued immediately or within the period permitted by law, in the amount
25 requested by the board and in the manner other bonds are issued.

BILL**SECTION 145**

1 **SECTION 145.** 120.13 (intro.) of the statutes is amended to read:

2 **120.13 School board powers.** (intro.) The Subject to the prohibitions on
3 publishing or disseminating information related to or promoting a referendum under
4 s. 121.91 (3) (a), the school board of a common or union high school district may do
5 all things reasonable to promote the cause of education, including establishing,
6 providing, and improving school district programs, functions, and activities for the
7 benefit of pupils, and including all of the following:

8 **SECTION 146.** 121.91 (3) (a) of the statutes is amended to read:

9 121.91 (3) (a) If a school board wishes to exceed the limit under sub. (2m)
10 otherwise applicable to the school district in any school year, it shall promptly adopt
11 a resolution supporting inclusion in the final school district budget of an amount
12 equal to the proposed excess revenue. The resolution shall specify whether the
13 proposed excess revenue is for a recurring or nonrecurring purpose, or, if the
14 proposed excess revenue is for both recurring and nonrecurring purposes, the
15 amount of the proposed excess revenue for each purpose. The resolution shall be filed
16 as provided in s. 8.37. Within 10 days after adopting the resolution, the school board
17 shall submit a copy of the resolution to the department and shall notify the
18 department of the scheduled date of the referendum ~~and submit a copy of the~~
19 ~~resolution to the department. The school board shall call a special referendum to be~~
20 called for the purpose of submitting the resolution to the electors of the school district
21 for approval or rejection. ~~In lieu of a special referendum, the school board may~~
22 ~~specify that the~~ The referendum shall be held at the next succeeding ~~spring primary~~
23 ~~or election or partisan primary or general election, if such election is to be held~~
24 authorized under s. 8.065 (2) that occurs not sooner than 70 days after the filing of
25 the resolution of the school board. The school board may not expend any revenue to

BILL

1 publish or disseminate information related to or promote any referendum held under
2 this paragraph. The school district clerk shall certify the results of the referendum
3 to the department within 10 days after the referendum is held.

4 **SECTION 147.** 197.04 (1) (b) of the statutes is amended to read:

5 197.04 (1) (b) If within either of the 90-day periods described in par. (a) a
6 petition conforming to the requirements of s. 8.40 is filed with the clerk of the
7 municipality as provided in s. 8.37 and the petition has been signed by 5% 5 percent
8 of the electors of a 1st class city or by 10% 10 percent of the electors of all other
9 municipalities requesting that the question of discontinuing the proceeding to
10 acquire the plant or equipment of the public utility be submitted to the electors of the
11 municipality, the applicable question under par. (c) shall be submitted to the electors
12 at ~~any general or regular municipal~~ an election authorized under s. 8.065 (2) that is
13 held not less than 70 ~~and not more than 75~~ days from the date of the filing of the
14 petition. ~~If no general election or regular municipal election is to be held within the~~
15 ~~stated periods, the governing body of the municipality shall order the holding of a~~
16 ~~special election, to be held not less than 70 days from the date of filing of the petition,~~
17 ~~for the purpose of submitting the question to the electors.~~

18 **SECTION 148.** 197.04 (2) of the statutes is amended to read:

19 197.04 (2) The governing body of the municipality may provide for notice of,
20 the manner of holding, the method of voting on, the method of making returns of, and
21 the method of canvassing and determining the result of, the election required under
22 sub. (1). Notice of the election to the electors shall be given by a brief notice of that
23 fact once a week for 3 weeks in some newspaper of general circulation published in
24 the municipality. If no newspaper of general circulation is published in the
25 municipality, publication may be made in any newspaper of general circulation in the

BILL**SECTION 148**

1 county seat of the county in which the municipality is located. ~~The notice of holding~~
2 ~~any special election shall be incorporated as a part of the notice given under this~~
3 ~~subsection.~~

4 **SECTION 149.** 197.10 (2) of the statutes is amended to read:

5 197.10 (2) Such contract when adopted by the common council of said city and
6 accepted by the owner or owners of such public utility shall be submitted to the public
7 service commission for its approval and upon such approval the same shall be filed
8 as provided in s. 8.37 and submitted in such manner as the common council shall
9 determine to a vote of the electors of such city at the next ~~regular municipal~~ election
10 ~~or at a special election called for that purpose~~ authorized under s. 8.065 (2), and such
11 contract shall not become binding upon such city until approved by a majority vote
12 of the qualified electors of such city voting thereon. No bonds shall in any case be
13 issued by said city under the contract or contracts mentioned in sub. (1), until the
14 proposition of their issue shall have been submitted to the people of such city and
15 adopted by a majority of the electors voting thereon.

16 **SECTION 150.** 198.19 (1) of the statutes is amended to read:

17 198.19 (1) Any territory, constituting one or more municipalities contiguous to
18 a district, may be annexed to and become a part of such district to all intents and
19 purposes and with like effect as though originally included therein upon such terms
20 and conditions as the board of directors of the district shall fix by ordinance adopted
21 by the affirmative vote of two-thirds of the directors-elect, provided that before such
22 ordinance becomes effective the same shall be accepted and ratified by the
23 affirmative vote of a majority of the qualified electors entitled to vote and voting in
24 a ~~special election~~ referendum called and held for that purpose, at an election
25 authorized under s. 8.065 (2), in each municipality proposed in such ordinance to be

BILL

annexed to the district. Such ordinance shall be published and such election shall be noticed, held, and conducted, as nearly as may be, in the manner provided by this chapter for the noticing, holding, and conduct of elections upon the organization of a municipal power district, except that the returns of such election and the ballots therein shall be delivered to the clerk of the district. The results of said election shall be canvassed publicly by the directors of the district.

SECTION 151. Initial applicability.

(1) The treatment of section 5.02 (6m) (g) of the statutes first applies with respect to voting at the first election to be held following the effective date of this subsection for which declarations of candidacy are due for filing on or after the effective date of this subsection.

(2) The treatment of sections 5.02 (19), 7.15 (2) (d), 7.52 (8), 8.05 (3) (d) and (e), 8.06, 8.065, 9.20 (4), 24.66 (3) (b) and (4), 32.72 (1), 38.15 (1), 38.16 (3) (br) 1., 59.08 (7) (b), 59.605 (3) (a) 1., 60.62 (2), 60.74 (5) (b), 61.187 (1), 61.46 (1), 62.09 (1) (a), 62.13 (6) (b), 64.03 (1), 64.39 (3), 66.0101 (8), 66.0211 (1), 66.0213 (6), 66.0215 (2), 66.0217 (3) (b) and (7) (a) 3. and (d), 66.0219 (4) (b), 66.0225 (2), 66.0227 (3), 66.0305 (6) (b), 66.0307 (4) (e) 2., 66.0602 (4) (a), 66.0619 (2m) (b), 66.0815 (1) (c), 66.0921 (2), 66.1103 (10) (d), 66.1113 (2) (g) and (h), 67.05 (3) (a) 2. and 4. and (f), (4), (5) (a) and (b), (6a) (a) 2. a., and (6m) (b), 67.10 (5) (b), 67.12 (12) (e) 2. and 5., 82.03 (2) (b), 86.21 (2) (a), 92.11 (4) (c), 117.20 (2), 119.48 (4) (b) and (c), 119.49 (1) (b) and (2), 121.91 (3) (a) (as it relates to the scheduling of referendums), 197.04 (1) (b) and (2), 197.10 (2), and 198.19 (1) of the statutes first applies to a referendum called or scheduled on the effective date of this subsection.

BILL**SECTION 151**

1 (3) The treatment of section 5.052 (3) (a) to (e) of the statutes first applies to
2 nominations to the government accountability board submitted under section 5.052
3 (3) of the statutes on the effective date of this subsection.

4 (4) The treatment of section 5.15 (6) (b) of the statutes first applies with respect
5 to reporting of election returns for elections held on the effective date of this
6 subsection.

7 (5) The treatment of sections 5.90 (1) and 9.01 (1) (ag) 1m. of the statutes first
8 applies with respect to petitions for recounts at elections held after the effective date
9 of this subsection.

10 (6) The treatment of sections 6.79 (2) (a) and (3) (c), 6.82 (1) (a) (as it relates to
11 the exemption of certain electors from the requirement to present proof of
12 identification), ~~6.86 (1) (a) and (3) (a), 6.87 (2) (intro.) and (4) (b), 6.88 (3) (a),~~
13 ~~7.08 (1) (c), 7.51 (2) (cm) and (3) (b), and 7.52 (3) (a) and (4) (cm)~~ ^{and} of the statutes first
14 applies with respect to proof of identification required for elections held on the 60th
15 day beginning after the effective date of this subsection.

16 (7) The treatment of section 6.86 (1) (b) and (bb) of the statutes first applies to
17 elections held no earlier than 60 days after the effective date of this subsection.

18 (8) The treatment of sections 8.50 (intro.), (1) (a) and (c), (2) (a), and (4) (bm)
19 and (f) 1. and 2., 17.02 (1), and 17.18 of the statutes first applies with respect to
20 special elections held to fill vacancies occurring on the effective date of this
21 subsection.

22 (9) The treatment of section 11.01 (16) (intro.) and (b) 1. of the statutes first
23 applies with respect to communications made on the effective date of this subsection.

BILL

1 (10) Except as provided in subsections (1) to (9), this act first applies with
2 respect to voting at elections held on the effective date of this subsection.

3 (END)

BILL

RNS 54-8:1

committee, group or individual is not registered under this section except within the initial 5-day period authorized by this paragraph.

SEN. H. CR. 11.38 (1) (a) 4. to 8.
SECTION 71. 11.051 of the statutes is created to read:

~~11.051 Registration of committees not organized exclusively for political purposes.~~ (1) If a ^{4. corporation or association under subd. 6 or any other entity} committee is not organized exclusively for political

purposes and the ^{corporation, association or other entity} committee makes one or more independent disbursements in a

total amount or value exceeding \$750 in the aggregate during a calendar year, the ^{corporation, association or other entity shall be} committee shall file a registration statement with the appropriate filing officer

^{as a political committee} before making any independent disbursements exceeding that amount or value.

1. (2) A registrant under ^{subd. 4.} sub. (1) shall file with its statement under ^{subd. 4.} sub. (1) an

oath on a form prescribed by the board affirming its independence from any

candidate or candidate's agent or authorized committee.

(3) A registrant under ^{subd. 4.} sub. (1) shall file its registration statement on a form

prescribed by the board, which shall include the name and mailing address of the

^{political} committee, the identity of the custodian of records and the address where records are

kept, and the name and address of a financial institution at which the committee has

established an account and from which the ^{political} committee makes the independent

disbursements.

SECTION 72. 11.06 (1) (intro.) of the statutes is amended to read:

11.06 (1) CONTENTS OF REPORT. (intro.) Except as provided in subs. (1g), (2), (3)

and (3m) and ss. 11.05 (2r) and 11.19 (2), each registrant under s. 11.05 shall make

full reports, upon a form prescribed by the board and signed by the appropriate

individual under sub. (5), of all contributions received, contributions or

disbursements made, and obligations incurred. Each report shall contain the

BILL

SECTION 72

PWS 5A-8:2

1 following information, covering the period since the last date covered on the previous
2 report, unless otherwise provided:

3 **SECTION 73.** 11.06 (1) (j) of the statutes is amended to read:

4 11.06 (1) (j) In the case of a committee or individual filing an oath under sub.
5 (7), a separate schedule showing for each independent disbursement which is made
6 independently of a candidate, other than a contribution made to that candidate, the
7 name of the candidate or candidates on in whose behalf or in opposition to whom the
8 disbursement is made, indicating whether the purpose is support or opposition.

9 **SECTION 74.** 11.06 (1g) of the statutes is created to read:

10 11.06 (1g) LIMITED POLITICAL ACTIVITY EXEMPT. If a committee is not organized
11 exclusively for political purposes and the committee does not make any contributions
12 other than to independent disbursement committees and does not make any
13 disbursements or incur any obligations other than for the purpose of making
14 independent disbursements, the committee is not subject to a reporting requirement
15 under this section or s. 11.12 (5) or (6).

16 ~~**SECTION 75.** 11.061 of the statutes is created to read:~~

17 ~~**11.061 Financial reports and communications; committees not**~~
18 ~~**organized exclusively for political purposes.**~~ (1) A registrant under s. 11.051

19 that makes one or more independent disbursements shall file reports with the
20 appropriate filing officer showing the amount of each independent disbursement, the
21 date on which it is made, and the name of the candidate or candidates in whose behalf
22 or in opposition to whom the disbursement is made, indicating whether the purpose
23 is support or opposition. During the period specified in s. 11.12 (6), the registrant
24 shall file the reports within 72 hours after the independent disbursement is made,
25 or if the independent disbursement is made for a communication to the general

BILL

tw 554-8:3

1 public, within 72 hours after the communication is made. During the period specified
2 in s. 11.12 (6), the registrant shall file the reports within 24 hours after the
3 disbursement is made, or if the disbursement is made for a communication to the
4 general public, within 72 hours after the communication is made. The reports shall
5 include the identity of any donor to the ~~political~~ committee who made a donation to the
6 committee specifically in support of the independent disbursement.
7 ~~(2)~~ ^{8. political} A committee that makes one or more independent disbursements under
8 ~~sub. (1)~~ ^{sub. 7.} shall include in each communication financed by an independent
9 disbursement an oral or written attribution identifying the ~~political~~ committee with the
10 words "Paid for by" followed by the name of the ~~political~~ committee and the words "Not
11 authorized by any candidate or political party or either of their agents."

12 ~~SECTION 76. 11.09 of the statutes is repealed.~~

13 ~~SECTION 77. 11.12 (1) (d) of the statutes is amended to read:~~

14 ~~11.12 (1) (d) Paragraph (a) does not apply to disbursements and obligations~~
15 ~~which are exempted from reporting under s. 11.06 (1g) or (2).~~

16 ~~SECTION 78. 11.12 (3) of the statutes is amended to read:~~

17 ~~11.12 (3) All contributions, disbursements and incurred obligations exceeding~~
18 ~~\$10 \$25 shall be recorded by the campaign or committee treasurer or the individual~~
19 ~~under s. 11.06 (7). He or she shall maintain such records in an organized and legible~~
20 ~~manner, for not less than 3 years after the date of an election in which the registrant~~
21 ~~participates. If a report is submitted under s. 11.19 (1), the records may be~~
22 ~~transferred to a continuing committee or to the appropriate filing officer for~~
23 ~~retention. Records shall include the information required under s. 11.06 (1).~~

24 ~~SECTION 79. 11.12 (4) of the statutes is amended to read:~~

Parisi, Lori

From: Zuleger, Chad
Sent: Friday, May 24, 2013 3:59 PM
To: LRB.Legal
Subject: Draft Review: LRB -1763/2 Topic: Elections and campaign finance - various changes

Please Jacket LRB -1763/2 for the ASSEMBLY.

Thanks,
Chad

Chad Zuleger
Office of State Representative Kathy Bernier
68th Assembly District
(608) 266-9172

Kuesel, Jeffery

To: Hanus, Andrew
Subject: RE: Changes to LRB-1763/2

Andrew,
Confirming, we did this too.

Jeff

From: Hanus, Andrew
Sent: Tuesday, May 28, 2013 9:44 AM
To: Kuesel, Jeffery
Subject: RE: Changes to LRB-1763/2

Please strike Section 57 from the list of items to be copied from 0078/5. We do not want Section 57 in 1763.

Thank you

Andrew Hanus
Office of Assembly Speaker Vos
211 West, State Capitol
Phone: (608) 266-9171

From: Hanus, Andrew
Sent: Tuesday, May 28, 2013 9:19 AM
To: Kuesel, Jeffery
Cc: Zuleger, Chad; Phillips, Justin
Subject: Changes to LRB-1763/2

Hi Jeff,

Please incorporate into a /3 of LRB 1763 the following sections relating to the regulation of independent disbursement reporting from Rep. Tauchen's LRB-0078/5 (and replace their current counterparts that exist in 1763/2):

Sections 4, 15, 26, 39, 56, 57, 58, 59, 60, 61

Please note that for the above sections, the changes that we had discussed earlier (using the term "disbursement" instead of "expenditure," and "make" instead of "sponsor") which will achieve greater consistency with current statutes, should also be drafted.

Also, re: Political Purpose, Section 53 in LRB-1763/2 is different from that in Section 10 in LRB-0078/5. As a result Section 53 should be replaced with Section 10 (subject to edits described below***). The updated Section 53 would read:

11.01(16)(b)1. A communication made by an individual other than a candidate, or by an organization that is not organized exclusively for a purpose specified in par. (intro.), and the communication does not expressly advocate the election or defeat of a clearly identified candidate or the adoption or rejection of a question at a referendum.

***The use of the word “communication” in Section 53 rather than “expenditure” is acceptable and consistent with what was originally requested. Moreover, a reference back to 11.01(16)(intro.) rather than (16)(a) also had been requested. Both of these changes are incorporated into the new language proposed above.

We would greatly appreciate it if we could have the changes above made and a new draft to us in time to distribute it to committee members tomorrow afternoon.

Thanks,

Andrew